

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
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INDIANAPOLIS, INDIANA 46204-2764

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**IN THE MATTER OF THE COMMISSION'S
INVESTIGATION, UNDER IC §§8-1-2-58 AND 59,
INTO THE PROPOSED TERMINATION OF THE
1951 OPERATING AGREEMENT BETWEEN
AMERICAN ELECTRIC POWER, INC. AND INDIANA
MICHIGAN POWER COMPANY**

CAUSE NO. 42045-S1

FILED

**RESPONDENT: INDIANA MICHIGAN POWER
COMPANY**

APR 07 2005

**INDIANA UTILITY
REGULATORY COMMISSION**

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

On March 17, 2005, Indiana Michigan Power Company ("I&M"), the Staff of the Indiana Utility Regulatory Commission, the Indiana Office of Utility Consumer Counselor, and I&M Industrial Group (collectively the "Settling Parties"), filed their request for the Commission to establish dates for the prefiling of evidence and to promptly notice and conduct a hearing in accordance with the Settlement Agreement filed in this Cause on March 14, 2005. On March 28, 2005, the Citizens Action Coalition of Indiana, Inc. ("CAC") filed its Response to Settling Parties' Request for Hearing on Settlement Agreement. On March 31, 2005, the Settling Parties prefiling their evidence in support on the Settlement Agreement. On April 5, 2005, the Settling Parties filed their submission of unopposed procedural schedule in reply to CAC's responsive filing, as follows:


- | | | |
|----|----------------|---|
| a. | April 19, 2005 | Non-settling parties prefile evidence |
| b. | May 4, 2005 | Settling Parties prefile rebuttal |
| c. | May 18, 2005 | Evidentiary hearing on Settlement Agreement |

In order to accommodate travel, the Settling Parties requested the evidentiary hearing be scheduled to commence at 10:30 a.m. or later. The Settling Parties also proposed that any response or objection to a discovery request should be made within five (5) business days of the receipt of such request, provided that there are no more than twenty (20) questions pending at any given time.

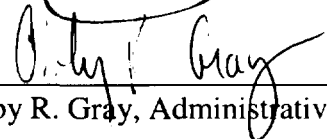
CAC, Steel Dynamics, Inc. and the City of Fort Wayne each authorized the Settling Parties to represent that they had no objection to the foregoing matters.

The Presiding Officers having reviewed the Settling Parties submission of unopposed procedural schedule and being duly advised in the premises hereby GRANT the Settling Parties' request and establish the unopposed procedural schedule set forth above for this Cause. The evidentiary hearing shall commence at 10:30 a.m. E.S.T. in Conference Center Room 32 (f/k/a TC-10) of the Indiana Government Center South, Indianapolis, Indiana.

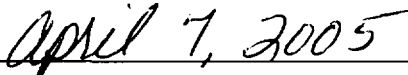
IT IS SO ORDERED.



David E. Ziegner, Commissioner



Abby R. Gray, Administrative Law Judge



Date